

REMARKS/ARGUMENTS

Status of Claims

Claims 1-19 are pending.

Rejection of claim 1-19 under 35 USC § 102(e) as being anticipated by Turner (US 6,738,373)

Applicants respectfully traverse this rejection. Turner discloses a hybrid access terminal (HAT) with a single access terminal to provide voice, data and short messaging services on a first network, and a high-speed packet data service on the second network (col 5, lines 4-9; col 4, lines 45-65). However, Turner does not disclose *transitioning from the hybrid operation mode to a data-only operation mode, upon receipt of a message ordering mode transition from the second communication system, discontinuing monitoring the first communication system, and monitoring only the second communication system by the HAT.* For a rejection under § 102, the reference must disclose each and every claimed feature, either expressly or inherently.

Claims 1, 10, 12-13 and 16-17 are allowable at least because Turner does not disclose the claimed features, expressly or inherently.

Additionally, Claims 1 and 10 are directed towards a hybrid access terminal (HAT) discontinues monitoring the first communication system by transitioning from the hybrid operation mode to the data only operation mode and monitors only the second communication system.

Moreover, Claims 12 and 16 are directed to the embodiments of the present invention in which the HAT in the data only operation mode transmits/receives the signaling message of the first communication system which is wrapped in the signaling message format of the second communication system.

Claims 2, 3, 4-9, 11, 14, 15, 18 and 19 are allowable at least because they depend on allowable base claims 1, 10, 12 and 16.

Conclusion

In view of the above, it is believed that the above-identified application is in condition for allowance, and notice to that effect is respectfully requested. Should the Examiner have any questions, the Examiner is encouraged to contact the undersigned at the telephone number indicated below.

Respectfully submitted,

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